

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT OF SALE AND ANY OTHER NECESSARY DOCUMENTS BETWEEN THE CITY OF EL PASO AND THE HUMANE SOCIETY OF EL PASO, INC. WHICH WILL ALLOW FOR THE CITY TO CONVEY PROPERTY COMMONLY KNOWN AS 211 AND 325 SHELTER PLACE, EL PASO, EL PASO COUNTY, TEXAS, INCLUDING THE IMPROVEMENTS THEREON.

WHEREAS, the City of El Paso staff recommended property described locally known as 211 and 325 Shelter Place, El Paso, El Paso County, Texas, including the improvements thereon, be sold; and,

WHEREAS, The Humane Society of El Paso, Inc., a non-profit organization exempt from federal taxation under Section 501(c)(3), Internal Revenue Code of 1986, as amended, has requested that the City of El Paso convey to it 325 Shelter Place, which it is presently leasing from the City, and 211 Shelter Place, which is the vacated former Animal Regulation & Disease Control Center; and

WHEREAS, under Section 253.011 of the Texas Local Government Code, a municipality may transfer to a non profit organization, for consideration, real property without complying with the notice and bidding requirements of Section 272.001(a) of the Texas Local Government Code or other law; and

WHEREAS, the City of El Paso has received an independent appraisal of \$385,000 as the market value of its interest in 211 and 325 Shelter Place, El Paso, El Paso County, Texas; and

WHEREAS, The Humane Society of El Paso, Inc. has agreed to pay the appraised value of the identified property and to use the property in a manner that primarily promotes a public purpose of the City of El Paso, and if The Humane Society of El Paso, Inc. at any time fails to use the identified property in that manner, ownership of the property automatically reverts to the City of El Paso;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager is hereby authorized to sign a Contract of Sale and any other necessary documents, in a form approved by the City Attorney's Office, conveying to The Humane Society of El Paso, Inc. real property described commonly known as 211 and 325 Shelter Place, El Paso, El Paso County, Texas, including the improvements thereon.

PASSED AND APPROVED this _____ day of _____, 2005.

THE CITY OF EL PASO

Joe Wardy - MAYOR

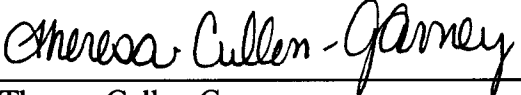
ATTEST:

Richarda Momsen
Municipal Clerk

APPROVED AS TO CONTENT:

Byron E. Johnson
Director of Purchasing

APPROVED AS TO FORM:



Theresa Cullen-Garney
Deputy City Attorney